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11/B
8/16/02
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1103326-0571

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Desousa, et al.
Serial No. : 09/341,196 Examiner: G. Gabel
Filed : July 6, 1999 Group Art Unit: 1641
For : SCINTILLATION PROXIMITY ASSAY FOR THE
DETECTION OF PEPTIDOGLYCAN SYNTHESIS

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MAY 06 2002

GROUP 1600

I hereby certify that this paper is being
facsimile transmitted to The U.S. Patent
and Trademark Office, Washington, D.C.
20231, on May 7, 2002.

Richard J. Sterner

Agent Name

35,372

PTO Reg. No.

Richard J. Sterner
Signature

May 7, 2002

Date of Signature

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ATTENTION: Examiner G. Gabel

ART UNIT: 1641

NUMBER OF PAGES: 2

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AFTER FINAL

The Assistant Commissioner for Patents
Washington, D.C. 20231

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF

PATENT APPEALS AND INTERFERENCES

Sir:

Applicants hereby appeal to the Board of Patent Appeals and
Interferences from the Decision dated November 7, 2001 of the
Primary Examiner finally rejecting claims 2-9. The Assistant

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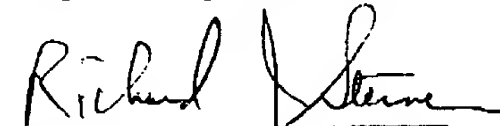
Commissioner is hereby authorized to charge the \$320 fee **May 2002**
required for filing a Notice of Appeal to Deposit Account No. **GROUP 1600**
23-1703.

In the Amendment and Response they submitted on May 2,
2002, Applicants requested an extension of time to respond to
the final Office Action for three months up to and including May
7, 2002 and paid the fee therefor.

The Assistant Commissioner is hereby authorized to charge
any additional fees which may be required for any reason to
Deposit Account No. 23-1703.

Dated: May 7, 2002

Respectfully submitted.



Richard J. Sterner
Reg. No. 35,372

Applicants' Agent
Customer Number 007470
(212) 819-8200

Agent's Direct Line:
(212) 819-8783